

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

RECEIVED  
WILLIAM T. WALSH, CLERK

2007 SEP 14 P 1:14

In re:

**PET FOOD PRODUCTS  
LIABILITY LITIGATION**

**MDL Docket No. 1850**

**Civil Action No. 07-2867 (NLH/AMD)**

**Civil Action No. 07-4137 (NLH/AMD)**

UNITED STATES  
DISTRICT COURT

To: William T. Walsh, Clerk  
Susan Bush, Deputy Clerk  
United States District Court  
for the District of New Jersey  
Mitchell H. Cohen Building & U.S. Courthouse  
4th & Cooper Streets, Room 1050  
Camden, New Jersey 08101

**MOTION FOR SUBSTITUTION OF COUNSEL**

**PLEASE TAKE NOTICE** that Defendant, Nutro Products, Inc. ("Nutra"), respectfully requests that the Court grant it leave to substitute Lindsay R. Pennington of the law firm of Gibson, Dunn & Crutcher LLP as a counsel of record for the Company in place of Charles H. Abbott III, also an attorney at Gibson, Dunn & Crutcher LLP:

1. Nutro has been represented in this case by Charles H. Abbott III, William E. Wegner, and Gary L. Justice, attorneys with the law firm of Gibson, Dunn & Crutcher LLP.
2. Nutro desires to continue to retain the law firm of Gibson, Dunn & Crutcher LLP as counsel of record in the above captioned case with Mr. Wegner and Mr. Justice remaining as counsel of record. Nutro also desires to substitute as counsel of record Lindsay R. Pennington for Charles H. Abbott III. Ms. Pennington is a licensed member in good standing of the State Bar of California, State Bar No. 249879. Although Mr. Abbott remains an attorney with Gibson, Dunn & Crutcher LLP, and continues to be a member in good standing with the State Bar of California, he will no longer be working on the cases captioned *In re: Pet Food Products Liability Litigation*, Civil Action No. 07-2867, and *Lois Grady et al. v. Menu Foods Income Fund et al.*, Civil Action No. 07-4137.
3. Nutro further requests that all correspondence from the Court be directed to Ms. Pennington at the law firm of Gibson, Dunn & Crutcher, 333 South Grand Avenue, 47th Floor, Los Angeles, California 90071, lpennington@gibsondunn.com.

4. Nutro does not seek this substitution for purposes of delay, and the substitution will not cause any delay in the resolution of this matter.

THEREFORE, Nutro and its present counsel of record respectfully request that the Court grant this motion, and permit Lindsay R. Pennington to substitute immediately as counsel of record in place of Charles H. Abbott III.

Dated: September 13, 2007

Respectfully submitted,

GIBSON, DUNN & CRUTCHER LLP

By:   


Charles H. Abbott, California Bar No. 227488  
William E. Wegner, California Bar No. 101486  
Gary L. Justice, California Bar No. 90580  
333 South Grand Avenue, 47th Floor  
Los Angeles, California 90071-3197  
Telephone: (213) 229-7000  
Fax: (213) 229-7520

*Attorneys for Defendant Nutro Products, Inc.*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

In re:

PET FOOD PRODUCTS  
LIABILITY LITIGATION

MDL Docket No. 1850

Civil Action No. 07-2867 (NLH/AMD)

Civil Action No. 07-4137 (NLII/AMD)

**CERTIFICATE OF SERVICE**

I hereby certify that on this 13 day of September 2007 true and correct copies of the foregoing Motion for Substitution of Counsel, Notice of Appearance and [Proposed] Order for Substitution of Counsel were served via US Mail, postage paid, on all attorneys listed on the Panel Attorney Service List.

  
By: \_\_\_\_\_  
Lindsay R. Pennington  
Gibson, Dunn & Crutcher LLP

**IN RE PET FOOD PRODUCTS LIABILITY LITIGATION  
DOCKET NO. 1850**

**SERVICE LIST**

<p>Brian D. Wright Faruki, Ireland &amp; Cox, PLLC 500 Courthouse Plaza, S.W. 10 North Ludlow Street Dayton, OH 45402</p>	<p>John H. Alexander John Alexander &amp; Associates 100 West Monroe Street, Suite 2100 Chicago, IL 60603</p>
<p>Thomas C. Angelone Hodosh, Spinella &amp; Angelone One Turks Head Place, Suite 1050 Providence, RI 02903-1516</p>	<p>Rene Lynn Barge Class Action Litigation Group 11111 Santa Monica Blvd. Los Angeles, CA 90025</p>
<p>George S. Bellas Bellas &amp; Wachowski 15 North Northwest Highway Park Ridge, IL 60068</p>	<p>Eric J. Benink Krause, Kalfayan, Benink &amp; Slavens, LLP 625 Broadway, Suite 635 San Diego, CA 92101</p>
<p>Steve W. Berman Hagens Berman Sobol Shapiro, LLP 1301 Fifth Avenue, Suite 2900 Seattle, WA 98101</p>	<p>Bruce S. Bistline Gordon Law Offices 623 West Hays Street Boise, ID 83702-5512</p>
<p>Garrett D. Blanchfield, Jr. Reinhardt, Wendorf &amp; Blanchfield 332 Minnesota Street, Suite E-1250 St. Paul, MN 55101</p>	<p>Norman B. Blumenthal Blumenthal &amp; Markham 2255 Calle Clara La Jolla, CA 92037</p>
<p>Anthony G. Brazil Morris, Pouch &amp; Purdy, LLP 1055 West Seventh Street, 24th Floor Los Angeles, CA 90017-2503</p>	<p>Jeniphr A.E. Breckinridge Hagens Berman Sobol Shapiro, LLP 1301 Fifth Avenue, Suite 2900 Seattle, WA 98101</p>

<p>Rachel Laine Camaggio Godfrey &amp; Lapuyade, P.C. 9557 South Kingston Court Englewood, CO 80112-5952</p>	<p>Paul C. Catos Thompson &amp; Bowie Three Canal Plaza P.O. Box 4630 Portland, ME 04112</p>
<p>Ilan J. Chorowsky Chorowsky Law Offices 1130 N. Dearborn Street, Suite 3110 Chicago, IL 60610</p>	<p>Christy Comstock 21 West Mountain Street, Suite 300 Fayetteville, AR 72701</p>
<p>Barbara L. Croutch Pillsbury Winthrop Shaw &amp; Pittman 725 South Figueroa Street, Suite 1200 Los Angeles, CA 90017</p>	<p>Brian R. Cunha Brian Cunha &amp; Associates 311 Pine Street Fall River, MA 02720</p>
<p>James L. Davidson Lerach Coughlin Stoia Geller Rudman &amp; Robbins, LLP 120 East Palmetto Park Road, Suite 500 Boca Raton, FL 33432</p>	<p>Larry D. Drury Larry D. Drury, Ltd. 205 West Randolph Street, Suite 1430 Chicago, IL 60606</p>
<p>John G. Emerson Emerson Poynter, LLP 830 Apollo Lane Houston, TX 77058</p>	<p>Thomas M. Ferlauto King &amp; Ferlauto 1880 Century Park East, Suite 820 Los Angeles, CA 90067-1627</p>
<p>Luis Guillermo Figueroa Attorneys Trial Group 540 North Semoran Blvd. Orlando, FL 32807</p>	<p>Jack Michael Fribley Faegre &amp; Benson, LLP 90 South Seventh Street, Suite 2200 Minneapolis, MN 55402-3901</p>

Andrew H. Friedman Helmer Friedman 723 Ocean Front Walk Venice, CA 90291	Wendi J. Frisch Morris, Polich & Purdy, LLP 1055 West 7th Street, Suite 2400 Los Angeles, CA 90017
Robert B. Gerard Gerard & Osuch, LLP 2840 South Jones Boulevard Building D, Suite 4 Las Vegas, NV 89146	Jeremy Gilman Benesch, Friedlander, Coplan & Aronoff 2300 BP Tower 200 Public Square Cleveland, OH 44114-2378
Paul Gordon Paul Gordon, LLC 650 South Cherry Street, Suite 835 Denver, CO 80246	Patrick J. Goss Rosc Law Firm 120 East Fourth Street Little Rock, AR 72201
Daniel E. Gustafson Gustafson Gluck PLLC 608 Second Avenue South, Suite 650 Minneapolis, MN 55402	Susan M. Hack Biggs, Fletcher & Mack, LLP 401 West A Street, Suite 2600 San Diego, CA 92101-1406
Jason Matthew Hatfield Lundy & Davis, LLP 300 North College Avenue, Suite 309 Fayetteville, AR 72701	Bradley T. Hayes 804 State Street Natchez, MS 39120
Bradley David Hergott Scandaglia & Ryan 55 East Monroe Street, Suite 3930 Chicago, IL 60603	Harold M. Hewell Hewell Law Firm 402 West Broadway, Fourth Floor San Diego, CA 92101

<p>Mick D. Hodges Peterson Hodges &amp; Harper P.O. Box 3088 Twin Falls, ID 83303-5298</p>	<p>Charles H. Horn Wright, Robinson, Osthimer &amp; Tatum 44 Montgomery Street, 18th Floor San Francisco, CA 94104</p>
<p>William Gene Horton Nolan, Caddell &amp; Reynolds, P.A. 122 North 11th Street Post Office Box 184 Fort Smith, AR 72902-0184</p>	<p>Don Howarth Howarth &amp; Smith 523 West Sixth Street, Suite 729 Los Angeles, CA 90014</p>
<p>Brian S. Inamine Wright, Robinson, Osthimer &amp; Tatum 888 South Figueroa Street, Suite 600 Los Angeles, CA 90017</p>	<p>D. Jeffrey Ireland Faruki, Ireland &amp; Cox, P.L.L. 500 Courthouse Plaza, S. W. 10 North Ludlow Street Dayton, OH 45402</p>
<p>Frank Jablonski Progressive Law Group, L.L.C. 354 West Main Street Madison, WI 53703</p>	<p>Christopher D. Jennings Emerson Poynter, LLP The Museum Center, Suite 305 500 President Clinton Avenue Little Rock, AR 72201</p>
<p>Robert A. Jigarjian Jigarjian Law Office 128 Tunstead Avenue San Anselmo, CA 94960</p>	<p>Jeffrey T. Kestle Gardner, Bond, Trabolsi, St. Louis &amp; Clement 2200 Sixth Avenue, Suite 600 Seattle, WA 98121</p>
<p>Michael S. Kreidler Stich, Angell, Kreidler &amp; Dodge, P.A. The Crossings, Suite 120 250 Second Avenue South Minneapolis, MN 55401</p>	<p>Paul F. Linn Michael Best &amp; Friedrich, LLP 100 E. Wisconsin Ave., Suite 3300 Milwaukee, WI 53202</p>

<p>Carrie Ann Lubinski Gordon &amp; Rees, LLP Embarcadero Center West 275 Battery Street, 20th Floor San Francisco, CA 94111</p>	<p>Gary E. Mason Mason Law Firm, P.C. 1225 19th Street, N, W., Suite 500 Washington, DC 20036</p>
<p>Edward T. Matthews Fredrikson &amp; Byron 200 South 6th Street, Suite 4000 Minneapolis, MN 55402-1425</p>	<p>John J. McDonough Cozen O'Connor, LLP 45 Broadway Atrium, Suite 1600 New York, NY 10006</p>
<p>Robert D. McIntosh Adorno &amp; Yoss, LLP 888 SE 3rd Avenue, Suite 500 Fort Lauderdale, FL 33316-1159</p>	<p>Jennifer L. McKeegan Gallagher, Sharp, Fulton &amp; Norman Bulkley Building, 6th Floor 1501 Euclid Avenue Cleveland, OH 44115</p>
<p>Steven J. Merker Dorsey &amp; Whitney LLP 370 17th Street Republic Plaza Building, Suite 4700 Denver, CO 80202-5647</p>	<p>Ethan A. Miller Squire, Sanders &amp; Dempsey, L.L.P. One Maritime Plaza, Suite 300 San Francisco, CA 94111</p>
<p>Daniel J. Mitchell Bernstein Shur 100 Middle Street P.O. Box 9729 Portland, ME 04104-5029</p>	<p>J. Chad Moore 270 Market Street Millersburg, PA 17061</p>
<p>Michael S. Morrison Schonbrun DeSimone Seplow Harris &amp; Hoffman 723 Ocean Front Walk Venice, CA 90291-3270</p>	<p>John F. Mullen Cozen O'Connor 1900 Market Street, Fourth Floor Philadelphia, PA 19103-3508</p>



<p>Andrae P. Reneau Wexler Toriseva Wallace, LLP One North LaSalle Street, Suite 2000 Chicago, IL 60602</p>	<p>Eugene R. Richard Wayne Richard &amp; Hurwitz, LLP One Boston Place, Suite 3620 Boston, MA 02108</p>
<p>Steven Lee Rodriguez Cozen &amp; O'Connor 425 California Street, Suite 2400 San Francisco, CA 94104</p>	<p>Daniel L. Rottinghaus Berding &amp; Weil 3240 Stone Valley Road West Alamo, CA 94507</p>
<p>Edward B. Ruff III Pretzel &amp; Stouffer, Chtd. One South Wacker Drive, Suite 2500 Chicago, IL 60606-4673</p>	<p>Steven E. Schwarz Law Offices of Steven E. Schwarz 2461 W. Foster Avenue, # 1W Chicago, IL 60625</p>
<p>Richard Mark Segal Pillsbury Winthrop Shaw &amp; Pittman 101 West Broadway, Suite 1800 San Diego, CA 92101</p>	<p>Scott R. Shepherd Shepherd, Finkelman, &amp; Shah, LLC 4400 North Federal Highway, Suite 200 Lighthouse Point, FL 33064</p>
<p>Charles W. Spann Perry &amp; Spann 6130 Plums Street Reno, NV 89509</p>	<p>Dan Channing Stanley Stanley &amp; Kurtz, PLLC 422 South Gay Street, Third Floor Knoxville, TN 37902</p>
<p>Michael L. Stoker Johns, Flaherty &amp; Rice, S.C. 205 Fifth Avenue South, Suite 600 P.O. Box 1626 La Crosse, WI 54602</p>	<p>Stuart C. Talley Kershaw, Cutter &amp; Ratnoff LLP 980 9th Street, 19th Floor Sacramento, CA 95814-2719</p>

<p>Mark John Tamblyn Wexler, Toriseva, Wallace, LLP 1610 Arden Way, Suite 290 Sacramento, CA 95815</p>	<p>Jennifer Reba Thomaidis Thomaidis Law, LLC 1866 Vine Street Denver, CO 80206</p>
<p>Stephen R. Thomas Moffatt, Thomas, Barrett, Rock &amp; Fields, Chtd. P.O. Box 829 Boise, ID 83701</p>	<p>Jeffrey R. Thompson O'Neil, Parker &amp; Williamson 416 Cumberland Avenue, S.W. P.O. Box 217 Knoxville, TN 37902</p>
<p>Michael Patrick Turiello Preztel &amp; Stouffer, Chtd. One South Wacker Drive, Suite 2500 Chicago, IL 60606-4673</p>	<p>Adam T. Waskowski Lord, Bissell &amp; Brook, LLP 111 South Wacker Drive Chicago, IL 60606</p>
<p>Peter N. Wasylyk Law Offices of Peter N. Wasylyk 1307 Chalkstone Avenue Providence, RI 02908</p>	<p>Scott Wm. Weinstein Morgan &amp; Morgan, P.A. 12800 University Drive, Suite 600 P.O. Box 9504 Fort Myers, FL 33906</p>
<p>Jeff S. Westerman Milberg, Weiss &amp; Bershad LLP One California Plaza 300 South Grand Avenue, Suite 3900 Los Angeles, CA 90071</p>	<p>Jeffrey M. White Pierce, Atwood, LLP One Monument Square Portland, ME 04101</p>
<p>Nicholas M. Wicezorck Morris Polich &amp; Purdy, LLP 3980 Howard Hughes Parkway, Suite 400 Las Vegas, NV 89109</p>	<p>Cheryl A. Williams Milberg Weiss &amp; Bershad One California Plaza 300 South Grand Avenue, Suite 3900 Los Angeles, CA 90071</p>

<p>Shawn A. Williams Millberg Weiss Bershad Hynes &amp; Lerach, LLP 100 Pine Street, Suite 2600 San Francisco, CA 94111</p>	
---	--

100297839\_1.DOC